

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 28

NP Texas LLC d/b/a Texas Station)
Gambling Hall and Hotel,)
)
Employer,)
)
and)
)
Local Joint Executive Board of)
Las Vegas,)
)
Petitioner.)
_____)

Case 28-RC-261253

**EMPLOYER’S REQUEST TO POSTPONE HEARING
AND STATEMENT OF POSITION**

Pursuant to Section 102.63(a)(1) of the Board’s Rules and Regulations in effect on May 28, 2020,¹ the Employer, NP Texas LLC d/b/a Texas Station Gambling Hall and Hotel, hereby requests that the hearing currently scheduled for Friday, June 12, 2020, be postponed until Tuesday, June 16, 2020, with a corresponding extension of the deadline to file a statement of position until Monday, June 15, 2020, at 12:00 p.m. Pacific Time. Special circumstances supporting this request are as follows:

The Employer’s operations are currently closed, and all staff, including managers, supervisors, and employees in the petitioned-for unit, were terminated effective May 1, 2020, as a result of the disruption in business caused by the COVID-19 pandemic. The Employer needs additional time to evaluate its position with respect to the petition and to identify, meet with, and prepare witnesses—perhaps from other properties owned by the Employer’s parent company,

¹ The petition was filed on May 28, 2020; consequently, the Board’s most recent amendments to the Rules and Regulations governing the processing of representation cases (85 Fed. Reg. 17500 (Mar. 30, 2020)), are not applicable.

Station Casinos—who have first-hand knowledge of the Employer’s operations and are able to testify.

A postponement would also allow the parties additional time to reach a stipulation on some or all of the issues and avoid a hearing altogether.

Counsel for the Employer has reached out to counsel for the Petitioner regarding the Petitioner’s position on the requested postponement; however, the Petitioner has not yet responded with its position. A copy of this request is being served on counsel for the Petitioner.

Respectfully submitted,

FISHER & PHILLIPS LLP

s/ Reyburn W. Lominack, III
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June 9, 2020

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CERTIFICATE OF SERVICE

I hereby certify that, on June 9, 2020, I e-filed the foregoing **EMPLOYER'S REQUEST TO POSTPONE HEARING AND STATEMENT OF POSITION** using the Board's e-filing system and that it was served on the following via e-mail the same day.

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s/ Reyburn W. Lominack, III

June 9, 2020